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Reply to Portland

June 10, 2025

Molly Dwyer, Clerk  
United States Court of Appeals  
for the Ninth Circuit  
P.O. Box 193939  
San Francisco, CA 94119-3939

Re: *United States v. Kittson*, No. 23-4132  
Oral Argument: June 12, 2025, in Portland, Oregon

Dear Ms. Dwyer:

In its June 6, 2025, letter the government cites cases where defendants were convicted under 26 U.S.C. § 5861 for varying offense conduct. The language in that statute and its exemption has previously been briefed by Mr. Kittson and the government. AB-15; RB-7-8. The language within its statutory exemption is not similar. RB-7-8.

Sincerely,

*s/ Michael Charles Benson*  
Michael Charles Benson  
Assistant Federal Public Defender